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INFO RUEAIIA/CIA WASHINGTON DC 0000
RHMCSUU/FBI WASHINGTON DC 0000
RUCPDOG/USDOC WASHINGTON DC 0000
RUEKJCS/SECDEF WASHINGTON DC
RUEPINS/HQ BICE INTEL WASHINGTON DC

UNCLAS STATE 007660

SIPDIS
KUALA LUMPUR FOR WYNN S. PINKSTON AND CANBERRA FOR DAVID ATKINSON

E.O. 12958: N/A
TAGS: [ETTC](#) [KOMC](#) [MY](#) [AS](#)
SUBJECT: BLUE LANTERN LEVEL 3: PRE-LICENSE END-USE CHECK
ON APPLICATION 050141653

REF: 2006 BLUE LANTERN GUIDEBOOK

¶1. This is an Action Request. See paragraphs 2-4.

¶2. The Department's Office of Defense Trade Controls Compliance (PM/DTCC) requests post's assistance in conducting a pre-license check on application 050141653 for the export of night vision goggles (NVGs) to Malaysia. Post is requested to complete this Blue Lantern check within 30 days. Lack of response to a Blue Lantern check will affect pending and future licenses involving parties to this license.

¶3. Reason for request: Lack of documentation from the Malaysian MoD and unfamiliar foreign intermediate consignee, Global Aviation Spares. The company has appeared on previous licenses but the bona fides of the company have not been verified by a Blue Lantern check.

¶4. ACTION KUALA LUMPUR: Embassy is requested to make inquiries with appropriate host government officials to determine if the Malaysian MoD ordered the NVGs from Global Aviation Spares and if so, verify the amounts that were ordered and that they will be used for the purpose stated on the license.

¶5. ACTION CANBERRA: Department requests that Embassy make appropriate inquiries to verify the bona fides of unfamiliar foreign intermediate consignee Global Aviation Spares and to confirm the legitimacy of this proposed transaction. PM/DTCC also requests that post conducts a site visit to the company in order to provide Department with an assessment of its business operations and on-site security. Finally, post is asked to assess whether the company appears to be a reliable recipient of USML items. If a site visit is not possible, please inform the PM/DTCC officer.

The following questions are provided as suggested guidance:

--Does the company have supporting documentation for this proposed transaction?

--Does the company have secure facilities and proper accounting and security procedures for handling sensitive USML items?

--What is the exact end-use for this USML item? Will Global Aviation Spares retain positive control over the night vision goggles at all times?

--When was the company established and who are its principals?

--What is the nature of its business -- what type of items

does it handle, does it serve as a broker?

--What type of organizations are among its typical customers and where are the customers located?

--Does the company understand the restrictions on United States Munitions List (USML) items, especially the prohibition against unauthorized re-transfers and re-exports?

END ACTION

15. Details of license application:

DTC Case: 050141653

QUANTITY/COMMODITY:

12 M949(AN/AVS9) DEN 45Ip/mm Aviator Night Vision Goggles
Max FOM 1250 Including Gen III 45lp/mm Image Intensifier
Class B Objective Lenses Low Profile Power Pack Hook and
Pile Attachment

License Value: USD 161,400.00

SELLER:

Interbyte
8500 Andes Cove
Austin, TX 78759
POC is Nino Zahrastnik, Tel. 512-342-0900

FOREIGN CONSIGNEE:

Ministry of Defense Att: Col. Shamauddin bin A. Karim
Jalan Padang Tembak
Kuala Lumpur
Malaysia
POC is Shamauddin bin A. Karim, No Tel. provided

FOREIGN INTERMEDIATE CONSIGNEE

Global Aviation Spares
34/8 Tilley Lane
Frenchs Forrest, 2086 NSW
Australia
POC is Tristan Ross-Clift, Tel. 61 9453 2059

FOREIGN END-USER:

Ministry of Defense Att: Col. Shamauddin bin A. Karim
Jalan Padang Tembak
Kuala Lumpur
Malaysia
POC is Shamauddin bin A. Karim, No Tel. provided

PURPOSE:

Military operations

16. Submitted in support of the license application was the following document (PM/DTCC can fax documentation to post upon request):

--Purchase Order No. 5870 submitted by Global Aviation Spares on 19 January 2009, signed by Tristan Ross-Clift.

17. Please slug reply for PM/DTCC - BLUE LANTERN COORDINATOR and include the words "Blue Lantern" and the case number in the subject line. POC is Tim Mazzarelli, Phone: 202-663-3867; Email: MazzarelliTP@state.gov; SIPRNET: MazzarelliTP@state.sgov.gov. The Blue Lantern Guidebook (ref) is available as a PDF file in the Bunche Library's E-Book Collection on the DOS Intranet:
<http://buncheelectroniclibrary.state.gov/ebooks/BlueLanternGuidebook2006%20final.pdf>

18. Department is grateful for post's assistance in this matter.

CLINTON